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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	00/853,731	
	Filing Date	May 11, 2001	
	First Named Inventor	Apollon Papadimitriou	
	Group Art Unit	1653	
	Examiner Name	Kam, Chih-Min	
Total Number of Pages in This Submission		Confirmation Number	

ENCLOSURES (check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Patricia S. Rocha-Tramaloni
Signature	
Date	October 25, 2002

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on the date shown below in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231:	
Typed or printed name	Patricia S. Rocha-Tramaloni
Signature	
Date	October 25, 2002

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PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventor: Apollon Papadimitriou

Group: 1653

Serial No. 09/853,731, filed May 11, 2001

Examiner: Kam, Chih-Min

For: **ERYTHROPOIETIN COMPOSITION**

RESPONSE TO REQUIREMENT FOR RESTRICTION

Nutley, New Jersey 07110
October 25, 2002

Commissioner of Patents
Washington, D.C. 20231

Dear Sir:


This Communication is in response to the Office Action dated September 27, 2002, a response to which is due October 27, 2002.

Based on the undersigned's telephone conference with the Examiner on October 7, 2002, the undersigned now understands the pending Office Action to require restriction to pharmaceutical compositions containing an erythropoietin ("EPO") glycoprotein product which product could be human erythropoietin, a pegylated erythropoietin, or a human EPO the amino acid sequence of which is modified to be one of the species identified, for example, in claims 15, 18, 40 or 43.

Serial No. 09/853,731
Filed: May 11, 2001

Applicants are requested to elect which one modified species of claims 15, 18, 40 or 43 to be included in the above recited EPO-containing composition for initial substantive examination. In response to this requirement for restriction, applicants elect the species Asn³⁰Thr³²Val⁸⁷Asn⁸⁸Thr⁹⁰ for initial substantive examination. This is the 13th species in claim 15 and is also specifically disclosed on page 14 of the specification.

Respectfully submitted,



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